

2005 DRAFTING REQUEST

Bill

Received: 11/09/2004

Received By: pkahler

Wanted: As time permits

Identical to LRB:

For: James Kreuser (608) 266-5504

By/Representing: Lisa Lundquist

This file may be shown to any legislator: NO

Drafter: pkahler

May Contact:

Addl. Drafters:

Subject: Insurance - health

Extra Copies:

Submit via email: YES

Requester's email: Rep.Kreuser@legis.state.wi.us

Carbon copy (CC:) to:

Pre Topic:

No specific pre topic given

Topic:

Make TAA-eligible and PBGC-eligible persons eligible for HIRSP

Instructions:

See Attached

Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?	pkahler 11/09/2004	lkunkel 11/17/2004 lkunkel 11/18/2004					
/1			pgreensl 11/18/2004		sbasford 11/18/2004	mbarman 04/12/2005	

FE Sent For:

Sent to
Rep. Sheridan
see
attached

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LRB-0714

11/18/2004 12:07:57 PM

Page 2

Vers. Drafted Reviewed Typed Proofed Submitted Jacketed Required

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/?	pkahler	/1 lmk 11/17	11/8 ps	11/8 ps			

FE Sent For:

<END>

11-09

Lisa from Rep Kreuser's Office

redraft 4452/PI from 2003 as is

RESEARCH APPENDIX - Draft Transfer/Copy Request Form

- Atty's please complete this form and give to Mike Barman

(Request Made By: DJK) (Date: 11 / 09 / 04)



Please transfer the drafting file for

2003 LRB 4452 to the drafting file

for 2005 LRB 0714

The final version of the 2003 draft and the final Request Sheet will copied on yellow paper, and returned to the original 2003 drafting file. A new cover sheet will be created/included listing the new location of the drafting file's "guts".

For research purposes, because the 2003 draft was incorporated into a 2005 draft, the complete drafting file will be transferred, as a separate appendix, to the new 2005 drafting file. This request form will be inserted into the "guts" of the 2005 draft. If introduced, the appendix will be scanned/added to the electronic drafting file folder.

--OR--



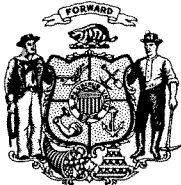
Please copy the drafting file for

2005 LRB _____ / _____ (include the version) and place it in the

drafting file for 2005 LRB _____

For research purposes, because the original 2005 draft was incorporated into another 2005 draft, the original drafting file will be copied on yellow paper (darkened/auto centered/reduced to 90%) and added, as a separate appendix, to the new 2005 drafting file. This request form will be inserted into the "guts" of the new 2005 draft. If introduced the appendix will be scanned/added to the electronic drafting file folder.

The original drafting file will then returned, intact, to its folder and filed. For future reference, a copy of the transfer/copy request form will also be added to the "guts" of the original draft.



State of Wisconsin
2003 - 2004 LEGISLATURE

07/14/1
LRB-4452/P1

PJK:wjrs

Imk

PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION

pass?

Releen

- 1 AN ACT *to renumber* 149.10 (2t) (a), 149.10 (2t) (b), 149.10 (2t) (c), 149.10 (2t)
2 (d) and 149.10 (2t) (e); *to renumber and amend* 149.10 (2t) (f); *to amend*
3 149.10 (2t) (intro.) and 149.115; and *to create* 149.10 (2t) (am) and 149.12 (3)
4 (br) of the statutes; **relating to:** eligibility for the Health Insurance
5 Risk-Sharing Plan. *of certain persons*

Analysis by the Legislative Reference Bureau

The Health Insurance Risk-Sharing Plan (HIRSP) provides major medical health insurance coverage for persons who are covered under Medicare because they are disabled, persons who have tested positive for HIV, and persons who have been refused coverage, or coverage at an affordable price, in the private health insurance market because of their mental or physical health conditions. Also eligible for coverage are persons (called "eligible individuals" in the statutes) who do not currently have health insurance coverage, but who were covered under certain types of health insurance coverage (called creditable coverage) for at least 18 months in the past. HIRSP is funded by premiums paid by covered persons, insurer assessments, and provider payment discounts, and administered by the Department of Health and Family Services, a board of governors, and a plan administrator.

The federal Trade Adjustment Assistance Reform Act of 2002 (TAA) provides, among other benefits that are employment related, a tax credit for up to 65 percent of the amount of the premium paid by eligible persons for coverage under qualified health insurance, including a state high-risk pool such as HIRSP. Eligible persons

are those who are eligible for TAA employment-related benefits because they have lost their jobs or experienced reduced work hours and wages because of increased imports (TAA eligible) and those who are at least 55 years of age and receiving benefits from the Pension Benefit Guaranty Corporation (PBGC eligible).

Under this bill, a TAA-eligible person or a PBGC-eligible person who has aggregate periods of creditable coverage of at least three months is eligible for coverage under HIRSP. In conformity with the requirements under TAA, the bill provides that a TAA-eligible person or a PBGC-eligible person who obtains coverage under HIRSP: 1) receives the same benefits as other HIRSP enrollees; 2) pays the same premium as other HIRSP enrollees; and 3) is not subject to any preexisting condition exclusion, which also applies under current law to "eligible individuals" with coverage under HIRSP, while other HIRSP enrollees are subject to a six-month preexisting condition exclusion.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

SECTION 1. 149.10 (2t) (intro.) of the statutes is amended to read:

149.10 (2t) (intro.) "Eligible individual" means ~~an~~ either of the following:

(bm) An individual for whom all of the following apply:

SECTION 2. 149.10 (2t) (a) of the statutes is renumbered 149.10 (2t) (bm) 1.

SECTION 3. 149.10 (2t) (am) of the statutes is created to read:

149.10 (2t) (am) An eligible individual as defined in 26 USC 35 (c) for whom all of the following apply:

1. The aggregate of the individual's periods of creditable coverage is 3 months or more.

2. The individual does not have other health care coverage.

3. The individual is not confined in a prison, jail, or house of correction.

SECTION 4. 149.10 (2t) (b) of the statutes is renumbered 149.10 (2t) (bm) 2.

SECTION 5. 149.10 (2t) (c) of the statutes is renumbered 149.10 (2t) (bm) 3.

SECTION 6. 149.10 (2t) (d) of the statutes is renumbered 149.10 (2t) (bm) 4.

SECTION 7. 149.10 (2t) (e) of the statutes is renumbered 149.10 (2t) (bm) 5.

1 **SECTION 8.** 149.10 (2t) ~~(f)~~ of the statutes is renumbered 149.10 (2t) ~~(bm)~~ 6. and
2 amended to read:

3 149.10 (2t) (bm) 6. The individual has exhausted any continuation coverage
4 under ~~par. (e)~~ subd. 5.

5 **SECTION 9.** 149.115 of the statutes is amended to read:

6 **149.115 Rules relating to creditable coverage.** The commissioner, in
7 consultation with the department, shall promulgate rules that specify how
8 creditable coverage is to be aggregated for purposes of s. 149.10 (2t) ~~(a)~~ (am) 1. and
9 (bm) 1. and that determine the creditable coverage to which s. 149.10 (2t) ~~(b) and (d)~~
10 (bm) 2. and 4. applies. The rules shall comply with section 2701 (c) of P.L. 104-191. ✓

11 **SECTION 10.** 149.12 (3) (br) of the statutes is created to read:

12 149.12 (3) (br) Persons receiving a federal or state income tax credit for
13 premium payments are not ineligible for coverage under the plan by reason of such
14 tax credits.

15 (END) ✓

Kahler, Pam

From: Kelly, Tom
Sent: Tuesday, April 12, 2005 10:16 AM
To: Kahler, Pam
Subject: RE: Please jacket LRB-0714/1 for the Assembly

Yes, please.

From: Kahler, Pam
Sent: Tuesday, April 12, 2005 10:16 AM
To: Kelly, Tom
Subject: RE: Please jacket LRB-0714/1 for the Assembly

Yes - and have it sent to your office?

-----Original Message-----

From: Kelly, Tom
Sent: Tuesday, April 12, 2005 10:12 AM
To: Kahler, Pam
Subject: Please jacket LRB-0714/1 for the Assembly

Hi Pam.

Could you please jacket LRB-0714/1 for the Assembly. Thank you.

Tom Kelly
Office of Rep. Sheridan
State Capitol, 412-North
608-266-7503

Send to
Thank you!